

2007 DRAFTING REQUEST**Senate Amendment (SA-SSA1-SB40)**Received: **06/16/2007**Received By: **agary**Wanted: **As time permits**

Identical to LRB:

For: **Legislative Fiscal Bureau**By/Representing: **Dyck**This file may be shown to any legislator: **NO**Drafter: **agary**

May Contact:

Addl. Drafters:

Subject: **Transportation - highways**Extra Copies: **BAB**Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to: **aaron.gary@legis.wisconsin.gov**
Jon.Dyck@legis.wisconsin.gov

Pre Topic:

LFB:.....Dyck -

Topic:

Amendment 45, Madeline Island improvement project

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
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/P1	agary	jdye	jfrantze	_____	cduerst		
	06/17/2007	06/18/2007	06/18/2007	_____	06/18/2007		

FE Sent For:

<END>

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LFB:.....Dyck Amendment 43 -

Topic:

Madeline Island improvement project

Instructions:

See Attached

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/?	agary	PI 6/18 jld		Self 6/18			

FE Sent For:

<END>

FA

Senate Democratic Caucus

2007-09 Budget Amendment Request

Title: CTH H (Madeline Island) Improvement Project

Date: June 14

Senate Assigned #: 45

Legislator: Robson

Staff Contact: Summer Shannon-Bradley

Statement of Amendment Intent: In the 2007-09 fiscal biennium, from the appropriation under section 20.395(2)(fx) of the statutes, the Department of Transportation shall make \$2,100,000 available for the CTH H improvement project on Madeline Island in Ashland County if Public Law 109-59 is amended to allow the expenditure of federal funds for this purpose. Within 30 days of such an amendment to Public Law 105-59, the Secretary of Transportation shall certify that fact to the Revisor of Statutes.

Delay the effective date of the project portion of the non-statutory provision to take effect only if federal law is changed. The duty on Secretary's certification takes effect immediately.

NOTE: This language should provide that *if* federal funding becomes available under SAFETEA-LU for maintenance or construction of minor collector roads (CTH H), then CTH H is earmarked from among those federal funds

Agency: DOT—Local Aids

Fiscal Impact: \$2,100,000

Funding Source: FED

Attachments: None

Gary, Aaron

From: Dyck, Jon
Sent: Friday, June 15, 2007 4:25 PM
To: Gary, Aaron
Subject: senate amendment #45

Aaron,

I'm taking a look at this amendment request related to Ashland CTH H and had some thoughts that I should share. Based on the language, it looked to me like this was based directly on a completed draft, so I figured I could hand it over without any more instructions. However, as I'm taking a closer look, it has occurred to me that it wouldn't necessarily be the case that a change to federal law to allow federal highway aid to be used on minor collectors would be a change to PL 109-59. In fact, if Congress were to do this, I don't think they'd change SAFETEA-LU at all. They'd probably go straight into 23 USC to make that kind of change. So, unless you know something about this specific case, I'd say that it could be any change to federal law. Or, to simplify matters, the amendment could just say, if the Department determines that federal highway aid can be used for CTH H prior to the end of the biennium, then they make the grant. Also, I'm not sure why it would be necessary for DOT to notify the Revisor of that fact. The whole thing with effective dates seems unnecessary.

Jon Dyck
Fiscal Analyst
Legislative Fiscal Bureau
1 East Main, Suite 301
Madison, WI 53703
(608) 266-9919
jon.dyck@legis.state.wi.us

LPS: Fix request sheet
please

JLD
D-note

LFB:.....Dyck Amendment 45 - Madeline Island improvement project

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

SENATE AMENDMENT ,

TO SENATE SUBSTITUTE AMENDMENT 1,

TO 2007 SENATE BILL 40

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 1636, line 6: after that line insert:

3 ~~(4)~~ ^{9cc} MADELINE ISLAND IMPROVEMENT PROJECT. In the 2007-09 fiscal biennium,
4 from the appropriation under section 20.395 (2) (fx) of the statutes, the department
5 of transportation shall provide \$2,100,000 to Ashland County for the CTH "H"
6 improvement project on Madeline Island in Ashland County if, at any time during
7 the fiscal biennium, providing such funds is consistent with federal law."

8 (END)

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

date

LRBb0427/P1dn

ARG:.....

jld

The attached draft assumes that the recipient of these funds would be ✓ Ashland County. Please advise if this is incorrect.

Please note that this amendment may be challenged as a private or local law. Under article 4, section 18, of the Wisconsin Constitution, ✓ legislation that is specific to any person, place, or thing must be enacted as single-subject legislation unless the subject matter relates to a state responsibility of statewide dimension and its enactment will have direct and immediate effect on a specific statewide concern or interest. ✓

Aaron R. Gary
Legislative Attorney
Phone: (608) 261-6926
E-mail: aaron.gary@legis.state.wi.us

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb0427/P1dn
ARG:jld:jf

June 18, 2007

The attached draft assumes that the recipient of these funds would be Ashland County. Please advise if this is incorrect.

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Aaron R. Gary
Legislative Attorney
Phone: (608) 261-6926
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LFB:.....Dyck - Amendment 45, Madeline Island improvement project

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(END)